



2 February 2024

(24-0857)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>UKRAINE</u> If applicable, name of local government involved:
2. Agency responsible: Ministry of Health of Ukraine
3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable): Dietary supplements
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: The draft Law of Ukraine "On Amendments to Certain Laws of Ukraine on Improving the Regulation of Production and Circulation of Dietary Supplements". Language(s): Ukraine. Number of pages: 6 https://moz.gov.ua/article/public-discussions/oprijjudnennja-projektu-zakonu-ukraini-pro-vnesennja-zmin-do-dejakih-zakoniv-ukraini-schodo-udoskonalennja-reguljuvannja-virobnictva-ta-obigu-dietichnih-dobavok https://members.wto.org/crnattachments/2024/SPS/UKR/24_01012_00_x.pdf
6. Description of content: The draft Law of Ukraine "On Amendments to Certain Laws of Ukraine on Improving the Regulation of Production and Circulation of Dietary Supplements" aims to improve the regulation of production and circulation of dietary supplements on the market of Ukraine and state control over their circulation, considering the requirements of EU legislation. <p>The draft Law introduces a procedure for submitting notifications on the circulation of dietary supplements, maintaining a list of such notifications, which will be publicly accessible on the official website of the competent authority. In addition, the draft Law empowers the central executive body authority that responsible for formulating and implementing state healthcare policy to approve lists specifying permitted nutrients, other substances and their maximum residue levels for use in dietary supplements, as well as prohibited substances for use in dietary supplements. The draft Law also aims to strengthen responsibility for the production and sale of dietary supplements that that do not meet the requirements of the law.</p> <p>The draft Law requires market operators to notify the competent authority within six months from the date of its entry into force of their intention to circulate dietary supplements that were marketed in Ukraine before the entry into force of this Law and that are expected to be marketed after its entry into force.</p> <p>The draft Law establishes that dietary supplements that met the requirements of the legislation on safety and certain indicators of food quality, which were in force before the entry into force of this Law, but do not meet the requirements of this Law, may be in circulation until their consumption end date, expiry of the shelf life, minimum shelf life or the designated "use before..." date.</p> <p>The draft Law is also notified under the TBT Agreement.</p>

7.	Objective and rationale: <input checked="" type="checkbox"/> food safety, <input checked="" type="checkbox"/> animal health, <input type="checkbox"/> plant protection, <input type="checkbox"/> protect humans from animal/plant pest or disease, <input type="checkbox"/> protect territory from other damage from pests.
8.	<p>Is there a relevant international standard? If so, identify the standard:</p> <p><input checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): CXG 55-2005 Guidelines for Vitamin and Mineral Food Supplements</p> <p><input type="checkbox"/> World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</p> <p><input type="checkbox"/> International Plant Protection Convention (e.g. ISPM number):</p> <p><input type="checkbox"/> None</p> <p>Does this proposed regulation conform to the relevant international standard?</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If no, describe, whenever possible, how and why it deviates from the international standard:</p>
9.	<p>Other relevant documents and language(s) in which these are available: Laws of Ukraine "On Basic Principles and Requirements for Safety and Quality of Food Products", "On State Control over Compliance with Legislation on Food, Feed, Animal By-Products, Animal Health and Welfare" (G/SPS/N/UKR/123) (available in Ukrainian)</p>
10.	<p>Proposed date of adoption (dd/mm/yy): IV quarter of 2024.</p> <p>Proposed date of publication (dd/mm/yy): To be determined.</p>
11.	<p>Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): The Law will enter into force from the date of its publication and will be enacted six months after its entry into force.</p> <p><input type="checkbox"/> Trade facilitating measure</p>
12.	<p>Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 2 April 2024</p> <p>Agency or authority designated to handle comments: <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>Ministry of Economy of Ukraine Department for Trade Agreements and Export Development 12/2 Hrushevskoho Str. Tel: +(38 044) 596 6839 Fax: +(38 044) 596 6839 E-mail: ep@me.gov.ua Website: https://www.me.gov.ua</p>
13.	<p>Text(s) available from: <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>Ministry of Economy of Ukraine Department for Trade Agreements and Export Development 12/2 Hrushevskoho Str. Tel: +(38 044) 596 6839 Fax: +(38 044) 596 6839 E-mail: ep@me.gov.ua Website: https://www.me.gov.ua</p>